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NEBRASKA ADMINISTRATIVE CODE

TITLE 17 – NEBRASKA DEPARTMENT OF AERONAUTICS

CURRENT ISSUE – August 2002

CHAPTER 5 – PETITIONING FOR RULEMAKING

001 Rule Making Petition.

001.01 Petition. Any person may petition the Nebraska Department of Aeronautics requesting the promulgation, amendment, or repeal of a rule or regulation.

001.02 Form. The petition shall:

002.02A. Be clearly designated as a petition for a rules change;

002.02B. In the case of a proposed new rule or amendment of an existing rule, shall set forth the desired rule in its entirety;

002.02C. In the case of a petition for the repeal of an existing rule, such shall be stated and the rule proposed to be repealed shall either be set forth in full or shall be referred to by agency rule number;

002.02D. Describe the reason for the rules change

002.02E. Include an address and telephone where the petitioner can be reached during regular work hours; and

002.02F. Be signed by:

002.02F(1). The petitioner or his or her attorney in which case the attorney shall also state his or her address and telephone number;

002.02F(2). A duly authorized officer of the petitioner, if petitioner is a corporation or other legal entity.

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002 Petition Consideration and Disposition.

002.01. Within sixty (60) days after submission of a petition, the agency shall either:

002.01A. Deny the petition in writing, stating the reason therefor; or

002.01B. Initiate rulemaking or regulation making proceedings in accordance with the Administrative Procedure Act; or

002.01C. If otherwise lawful, adopt a rule or regulation.